UNITED STATES DISTRICT CO FOR THE NORTHERN DISTRICT O DALLAS DIVISION	DURT U	en district court FILED
CBS BROADCASTING, INC., COLUMBIA		MAR 5 2006
PICTURES INDUSTRIES, INC., DISNEY ENTERPRISES, INC., TWENTIETH CENTURY FOX FILM CORPORATION, and WARNER BROS.	CLERK, U.S. DISTRICT COURT By Departy	
ENTERTAINMENT INC.,		

Plaintiffs.

No. 3:06-CV-338-R (Judge Buchmeyer)

DOES 1 - 10		
	Defendants.	_
		•

v.

PLAINTIFFS' EXPEDITED MOTION FOR IMMEDIATE DISCOVERY TO PRESERVE EVIDENCE OF COPYRIGHT INFRINGEMENT

By this motion, Plaintiffs seek leave to take early discovery for the purpose of preserving evidence of copyright infringement currently located on servers in possession of the Internet Service Provider ("ISP") The Planet.com ("The Planet"). The unknown Defendants "Does 1-10" are responsible for massive theft of Plaintiffs' motion pictures and television programs over the Internet by operation of the website www.binnews.com. That website is hosted by The Planet. The Planet has informed Plaintiffs' counsel that the operators have canceled their account as of April 1. At that time, Defendants may move operation of the website causing the widespread infringement to another server, and may destroy some of the evidence in the process. Plaintiffs thus request limited discovery for the purpose of sending a subpoena to The Planet to preserve evidence in its possession, custody, or control relating to Defendants' operation of the server and website associated with www.binnews.com.



Respectfully submitted,

Kristen G. Schulz

Kristen G. Schulz

Texas State Bar No. 00796607

William F. Stryh

JENNER & BLOCK LLP 1717 Main Street, Suite 3150 WILLIAM K. STOUGHTON

R-NO. 00788781

Dallas, TX 75201-4647 Phone: (214) 746-5700

Fax: (214) 746-5757

Katherine A. Fallow Duane C. Pozza JENNER & BLOCK LLP 601 Thirteenth Street, N.W. Suite 1200 South Washington, D.C. 20005

Phone: (202) 639-6000

Fax: (202) 639-6066

Attorneys for Plaintiffs

Dated: March /5, 2006

CERTIFICATE OF CONFERENCE

Plaintiffs have not yet verified the incomplete information they have received about the true identities of the Defendants, who operate their website and server anonymously, and thus there are no named Defendants with whom to confer before filing this Motion.